



#5 / Power of Attorney
Y. Jones
10-5-95

Attorney's Docket No. 95-185

PATENT

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

☐ In re application of:

Serial No.: 08 / 288,577

Group No.: 2311

Filed: 8/10/94

Examiner: [None assigned]

For: James M. Johnson, et al., entitled "Electronic Sourcing System and Method".

☐ Patent No:

Issued:

*NOTE: Insert name(s) of inventor(s) and title also for patent.

**Commissioner of Patents and Trademarks
Washington, D.C. 20231**

**POWER OF ATTORNEY BY ASSIGNEE OF ENTIRE INTEREST
(REVOCATION OF PRIOR POWERS)**

As assignee of record of the entire interest of the above identified

☒ application,

☐ patent,

REVOCATION OF PRIOR POWERS OF ATTORNEY

all powers of attorney previously given are hereby revoked and

NEW POWER OF ATTORNEY

the following attorney(s) and/or agent(s) are hereby appointed to prosecute and transact all business in the Patent and Trademark Office connected therewith.

(list name and registration number)

Robert C. Podwil (Reg. No. 22,778); W. Scott Railton (Reg. No. 23,039); Arland T. Stein (Reg. No. 25,062); Louis M. Heidelberger (Reg. No. 27,899); Frederick H. Colen (Reg. No. 28,061); Mary E. Buckles (Reg. No. 31,907); John F. Letchford (Reg. No. 33,328); Gene A. Tabachnick (Reg. No. 33,801); Stanley D. Ference III (Reg. No. 33,879); Kevin J. Garber (Reg. No. 34,171); Gregory L. Bradley (Reg. No. 34,299); John W. Goldschmidt (Reg. No. 34,828); Kent E. Baldauf, Jr. (Reg. No. 36,082); Maria N. Rullo (Reg. No. 37,433); and Cheryl L. Gastineau (Reg. No. 39,469).

(check the following item, if applicable)

☐ Attached as part of this power of attorney is the authorization of the above-named attorney(s) to accept and follow instructions from my representative(s).

SEND CORRESPONDENCE TO:

Gene A. Tabachnick, Esq.
Reed Smith Shaw & McClay
435 Sixth Avenue
Pittsburgh, PA 15219

DIRECT TELEPHONE CALLS TO:

Gene A. Tabachnick, Esq.
(412) 288-3258

RECEIVED
1995 NOV 23 PM 3:18
GROUP 240

Fisher Scientific Company

(type or print identity of assignee of entire interest)
711 Forbes Avenue

(Address)
Pittsburgh, PA 15219

☒ Recorded in PTO on 10/17/94

Reel 7165

Frame 0894

☐ Recorded herewith

ASSIGNEE CERTIFICATION

Attached to this power is a "CERTIFICATE UNDER 37 CFR 3.73(b)".

Date

10/30/95

Signature

J. G. O'Loughlin

(type or print name of person authorized to
sign on behalf of assignee)

Sr VP

Title

NOTE: The assignee of the entire interest may revoke previous powers and be represented by an attorney of his or her selection. 37 CFR 1.36.

(check the following item if it forms a part of this power of attorney)

☐ Added page—Authorization of attorney(s) to accept and follow instructions from representative.

(Power of Attorney by Assignee of Entire Interest [12-2]—page 2 of 2)



95-185

Attorney's Docket No. _____

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PATENT
GROUP 240**IN THE UNITED STATES PATENT AND TRADEMARK OFFICE**

In re application of *:

Application No.: 08/288,577

Group No.: 2311

Filed: 8/10/94

For: James M. Johnson,
et al.

Examiner: [None assigned]

Patent: _____

Issue Date: _____

Reexamination No.: _____

Issue Date: _____

Reissue: _____

Issue Date: _____

**Commissioner of Patents and Trademarks
Washington, D.C. 20231****CERTIFICATE UNDER 37 CFR 3.73(b) ESTABLISHING RIGHT OF
ASSIGNEE TO TAKE ACTION**

NOTE: 37 CFR 3.73(b) states: "(b) When the assignee of the entire right, title and interest seeks to take action in a matter before the Office with respect to a patent application, trademark application, patent, registration, or reexamination, proceeding, the assignee must establish its ownership of the property to the satisfaction of the Commissioner. Ownership is established by submitting to the Office documentary evidence of a chain of title from the original owner to the assignee or by specifying (e.g., reel and frame number, etc.) where such evidence is recorded in the Office. Documents submitted to establish ownership may be required to be recorded as a condition to permitting the assignee to take action in a matter pending before the Office. In addition, the assignee of a patent application or patent must submit a statement specifying that the evidentiary documents have been reviewed and certifying that, to the best of assignee's knowledge and belief, title is in the assignee to take the action."

CERTIFICATION 37 CFR 1.8(a) and 1.10

I hereby certify that this correspondence is, on the date shown below, being:

MAILING

- ☐ deposited with the United States Postal Service in an envelope addressed to the Commissioner of Patents and Trademarks, Washington, D.C. 20231.

37 CFR 1.8(a)

- ☐ with sufficient postage as first class mail.

37 CFR 1.10

- ☒ as "Express Mail Post Office to Addressee"
Mailing Label No. EE883571402US

TRANSMISSION

- ☐ transmitted by facsimile to the Patent and Trademark Office.

Date: 11/7/95

Signature

Michelle M. Dzikowski
(type or print name of person certifying)

NOTE: The PTO points out, in the Notice of June 24, 1992 (1140 O.G. 63-72, at 66), that "[a]dditionally, when a patent assignee is not represented by an attorney or registered agent, a statement by the assignee must also be submitted stating that the evidence has been reviewed and certifying that, to the best of the party's knowledge and belief, title is in the party seeking to take action."

1. The assignee(s) of the entire right, title and interest hereby seek(s) to take action in the PTO in this matter.

IDENTIFICATION OF ASSIGNEE

2. Fisher Scientific Company

Name of assignee

Corporation

Type of assignee, e.g., corporation, partnership, university, government agency, etc.

PERSON AUTHORIZED TO SIGN

3. _____
(type name of person authorized to sign on behalf of assignee)

Title of person authorized to sign

NOTE: The Notice of April 30, 1993 (1150 O.G. 62-64) points out:

"The statement under 37 CFR 3.73(b) may be signed on behalf of the assignee in the following two manners if the assignee is an organization (e.g., corporation, partnership, university, government agency, etc.).

"(1) The statement may be signed by a person in the organization having apparent authority to sign on behalf of the organization. An officer (president, vice-president, secretary, or treasurer) is presumed to have authority to sign on behalf of the organization. The signature of the chairman of the board of directors is acceptable, but not the signature of an individual director. A person having a title (manager, director, administrator, general counsel) that does not clearly set forth that person as an officer of the assignee is not presumed to be an officer of the assignee or to have authority to sign the statement on behalf of the assignee. A power of attorney from the inventors in an organization to a practitioner to prosecute a patent application does not make the practitioner an official of an assignee or empower the practitioner to sign the statement on behalf of the assignee.

"(2) The statement may be signed by any person, if the statement includes an averment that the person is empowered to sign the statement on behalf of the assignee and, if not signed by a registered practitioner, the statement must be in oath or declaration form. Where a statement does not include such an averment, and the person signing does not hold a position in the organization that would give rise to a presumption that the person is empowered to sign the statement on behalf of the assignee, evidence of the person's authority to sign will be required."

(complete the following, if applicable)

- ☒ I, the person signing below, aver that I am empowered to sign this statement on behalf of the assignee.

BASIS OF ASSIGNEE'S INTEREST

Ownership by the assignee is established as follows:

A.

1. ☒ An assignment from the inventor(s) of the matter identified above, which was recorded in the PTO at
Reel 7165, Frame 0894.
2. ☐ An assignment (document) separately being submitted for recordal herewith.

OR

B. ☐ A chain of title from the inventor(s) to the current assignee as shown below:

1. From: _____
Name of inventor(s)

To: _____

Recorded in PTO: Reel _____, Frame _____

2. From: _____
Name of inventor(s) or assignee

To: _____

Recorded in PTO: Reel _____, Frame _____

3. From: _____
Name of inventor(s) or assignee

To: _____

Recorded in PTO: Reel _____, Frame _____

(check item below, and add details, if applicable)

☐ Additional documents in the chain of title are listed in the attached Supplemental Sheet.

COPIES OF DOCUMENTS IN CHAIN OF TITLE

(complete this item, if copies are being sent)

☐ Copies of the assignment(s) or other document(s) in the chain of title are attached as follows:

<input type="checkbox"/> A	<input type="checkbox"/> 1	<input type="checkbox"/> 2	
<input type="checkbox"/> B	<input type="checkbox"/> 1	<input type="checkbox"/> 2	<input type="checkbox"/> 3

DECLARATIONS

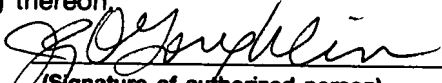
I, the undersigned, have reviewed all the documents in the chain of title of the

☒ patent application ☐ patent

☐ reexamination or ☐ reissue

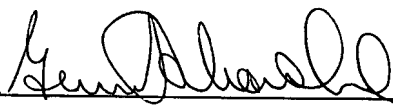
matter identified above and, to the best of my knowledge and belief, title is in the assignee identified above.

I, hereby declare that all statements made herein of my own knowledge are true, and that all statements made on information and belief are believed to be true; and further, that these statements are made with the knowledge that willful false statements, and the like so made, are punishable by fine or imprisonment, or both, under Section 1001, Title 18 of the United States Code, and that such willful false statements may jeopardize the validity of the application or any patent issuing thereon.


(Signature of authorized person)
J.G. O'Loughlin
(type or print name of authorized person)
Sr. VP
Title of authorized person

Reg. No. 33,801

Tel. No. (412) 288-3258


SIGNATURE OF ATTORNEY
Gene A. Tabachnick, Esq.
(type or print name of Attorney)
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Pittsburgh, PA 15219